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Wells Fargo Bank, N.A. dba America's
8 *Servicing Company*

9
10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12 COLLEEN M. WENSLEY,

13 Plaintiff,

14 vs.

15 FIRST NATIONAL BANK OF NEVADA;
16 STEWART TITLE COMPANY; NATIONAL
17 DEFAULT SERVICING CORPORATION;
18 AMERICA'S SERVICING COMPANY;
19 CHICAGO DEFAULT SERVICES; STANLEY
S. SILVA; and DOES 1-25 CORPORATIONS,
DOES and ROES 1-25 Individuals, Partnerships,
or anyone claiming any interest to the property
described in the action,

20 Defendants.

Case No.: 3:11-cv-00809-ECR-WGC

INTERIM STATUS REPORT

21 Plaintiff Colleen M. Wensley and Defendants Wells Fargo Bank, N.A. dba America's
22 Servicing Company (**Wells Fargo**) and Stanley S. Silva submit the following Interim Status Report
23 pursuant to Local Rule 26-3:

24 1. Status of Action: On November 9, 2011, Mr. Silva filed a Petition for Removal [Dkt.
25 1].

26 On November 9, 2011, Mr. Silva filed a Certificate of Interested Parties [Dkt. 2].

27 On November 9, 2011, Mr. Silva filed a Motion to Dismiss [Dkt. 3].

28 On December 9, 2011, Mr. Silva filed a Notice of Change of Attorney [Dkt. 5].

1 On December 9, 2011, Wells Fargo filed a Notice of Appearance [Dkt. 6].

2 On December 13, 2011, Mr. Silva filed a Status Report regarding Removal [Dkt. 7].

3 On December 19, 2011, Plaintiff filed a Notice of Acceptance of Offer of Judgment with Mr.
4 Silva [Dkt. 8].

5 On December 19, 2011, Wells Fargo filed a Certificate of Interested Parties and Corporate
6 Disclosure Statement [Dkt. 9].

7 On January 20, 2012, Plaintiff filed a Motion to Add Indispensable Party [Dkt. 10]. A
8 response to this Motion was due on or before February 6, 2012.

9 On February 16, 2012, Wells Fargo filed a Motion to Dismiss [Dkt. 11]. On March 3, 2012,
10 Plaintiff filed a Response to Wells Fargo's Motion to Dismiss [Dkt. 12]. A reply to Plaintiff's
11 Response to the Motion to Dismiss was due on or before March 13, 2012.

12 On March 12, 2012, the parties filed a Proposed Discovery Plan/Scheduling Order [Dkt. 13],
13 which this Court granted on March 13, 2012 [Dkt. 14].

14 2. Actions to be taken by the Court: The parties ask that judgment be entered
15 pursuant to the Notice of Acceptance of Offer of Judgment with Mr. Silva. The parties also ask that
16 once the briefing on the Motion to Add Indispensable Party and Motion to Dismiss are completed,
17 and any hearing thereon has been conducted, the Court render a decision on these two Motions.

18 3. Time estimated for trial: The parties estimate that the time required for trial will be
19 three (3) to five (5) days.

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4. Alternative available trial dates: The parties are available for trial on the following dates: September 24, 2012, October 1, 2012, and October 8, 2012.

5. The parties do not expect trial to be eliminated or its length affected by substantive motions.

DATED this 22nd day of March, 2012.

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AKERMAN SENTERFITT LLP

LAW OFFICES OF RICK LAWTON, P.C.

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DATED this 22nd day of March, 2012.

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